IN THE HIGH COURT OF UTTARTANCHAL AT NAINITAL.
ORIGINAL JURISDICTION

Dated: Nainital the 26th day of February 2004
Criminal Misc. Bail Application No. 4/2004
Order on the bail application of the accused.

CRIMINAL SIDE

Vishal Thomas S/o Sri Thomas Mashi
R/o Nausar Christian Colony
P.S. Khatima
District Udham Singh Nagar .....Applicant.

Vs.

State of Uttaranchal ....Opposite party.

Arising out of crime No. 4821/ 2003
U/Ss 302,201 I.P.C.
P.S. Haldwani (Nainital)

By the Court

Hon'ble Irshad Hussain, J.

Heard Sri M.A.Khan and Sri M.S.Malik learned counsel for the applicant and learned A.G.A.

There is no direct evidence against the accused-applicant and the case is based on circumstantial evidence of last seen. The F.I.R. was also lodged after considerable delay despite the fact that the family members of the deceased were allegedly informed about the ill-fated incident of murder of the victim. Considering this it is a fit case for bail. The bail application is allowed.

The applicant-accused Vishal Thomas be released in crime No. 4821 of 2003 under sections 302, 201, I.P.C. P.S. Haldwani , District Nainital on his furnishing a personal bond and executing two sureties each in the like amount to the satisfaction of C .J.M.,, Nainital.

(Irshad Hussain, J.)

Dt: 26.02.2004
ISB